

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

\* \* \* \* \*

PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

DENISE J. SMYLER, CHAIR

Frank Dermody

Sara Manzano-Díaz

T. Mark Mustio

Nedia Ralston

Frances J. Regan

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Christin Heidingsfelder, Ex-Officio,  
Department of Revenue

Jorge Augusto, Ex-Officio,  
Department of Agriculture

Jennifer Langan, Ex-Officio,  
Pennsylvania Treasury

MEETING: Wednesday, July 20, 2022, 10:00 a.m.

Reporter: Hannah Bartkowski

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LOCATION: Pennsylvania Gaming Control Board  
303 Walnut Street  
Commonwealth Tower  
Harrisburg, PA 17101

## A P P E A R A N C E S

PA GAMING CONTROL BOARD EXECUTIVE STAFF WHO APPEARED  
BEFORE THE BOARD:

KEVIN O'TOOLE, Executive Director

DAVID RHEN, Director of Financial Management

SEAN HANNON, Director of Licensing

DANETTE BIXLER-GEORGE, Director of Human Resources

CHAD ZIMMERMANN, Deputy Chief Counsel

STEVE COOK, Chief Counsel

OFFICE OF ENFORCEMENT COUNSEL - Also presenting:

CYRUS R. PITRE, Chief Enforcement Counsel

JOHN CROHE, III, Senior Enforcement Counsel

KELCI SCIRROTTO, Assistant Enforcement Counsel

THOMAS MONAGHAN, Assistant Enforcement Counsel

SARAH KOLESAR, Assistant Enforcement Counsel

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## P R O C E E D I N G S

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CHAIR: Good morning, everyone. I'm Denise Smyler, Chair of the Pennsylvania Gaming Control Board.

Before we begin, I would like to ask everyone to please silence your cellphones and all electronic devices. Also, while masks are no longer mandatory, please feel free to wear a mask if you believe it is required or necessary for your own well-being.

Before we begin, I'd like to announce what many of you may already know, Commissioner Sean Logan resigned from the Board, effective July 5th, as he was appointed to fill a seat on the Pennsylvania Turnpike Commission. We will talk a little bit more about the Commissioner's service to the Board in a minute, but I bring it up now simply to let it be known that the Board will continue to conduct its business under the common law "Rule of Necessity", which stands for the principle that a governmental tribunal cannot simply stop conducting business because of the absence of a full board due to conflicts or resignations.

With the absence of a legislative

1 appointee to the Board, I would note for the record  
2 that pursuant to Section 1201(f)(3) of the  
3 Pennsylvania Race Horse Development and Gaming Act,  
4 all votes requiring a qualified majority of the Board  
5 will now be accomplished by a vote of the remaining  
6 three legislative appointees, and at least two of the  
7 three gubernatorial appointees to the Board.

8                   And with that being said, I'd like to  
9 call today's meeting to order. For the record, I  
10 would note that in addition to the six Board members,  
11 we also have ex-officio members, Jorge Augusto,  
12 representing Russell Redding, Secretary for the  
13 Department of Agriculture; Christin Heidingsfelder,  
14 representing Dan Hassell, Secretary for the  
15 Department of Revenue; and Jennifer Langan,  
16 representing Stacy Garrity, State Treasurer. Thank  
17 you all for joining us.

18                   As the first order of business, I'd  
19 like everyone to please stand and join me for  
20 recitation of the Pledge of Allegiance.

21                   (Pledge of Allegiance recited.)

22                   CHAIR: By way of announcements, the  
23 Board held an Executive Session yesterday, Tuesday,  
24 July 19th, to discuss personnel matters, pending  
25 litigation, and to conduct quasi-judicial

1 deliberations relating to matters coming before the  
2 Board.

3 I would also like to announce that the  
4 Board has scheduled a Public Input Hearing relative  
5 to the license renewal application for the Mount Airy  
6 Casino Resort. The hearing will be held on  
7 Wednesday, August 3rd, 2022, beginning at 10:30 a.m.,  
8 at the Paradise Township Municipal Building, located  
9 at the intersections of Routes 191 and 940 in Cresco,  
10 PA. The public is invited to attend and provide  
11 testimony on the renewal of Mount Airy's license.

12 Additionally, there is a mechanism by  
13 which persons can submit written comments into the  
14 public record. The details on how someone can  
15 register to speak or submit written comments can be  
16 found on the Board's website. I would note that the  
17 deadline to register - to submit written comment is  
18 noon on Monday, August 1st, 2022.

19 Finally, I'd like to announce that the  
20 Board's Office of Hearings and Appeals (OHA) has  
21 issued a Scheduling Order relative to the pending  
22 casino license application filed by SC Gaming OpCo,  
23 LLC. SC Gaming OpCo, LLC hopes to be issued a  
24 license to open a casino located in College Township,  
25 Centre County. Specifically, the Order has

1 established August 26th, 2022 as the deadline for any  
2 party seeking to intervene in the licensing matter to  
3 file the requisite petition with the OHA. The Order  
4 further establishes deadlines for responses to any  
5 petitions to intervene and a briefing schedule. The  
6 Scheduling Order is available on the Board's website  
7 or it can be obtained by contacting the OHA.

8                   As I noted at the start of the  
9 meeting, Commissioner Logan has resigned from the  
10 Board to move on to the Pennsylvania Turnpike  
11 Commission, where he previously served, and which is  
12 something I know he greatly enjoys. Sean was kind  
13 enough, however, to stop by our offices yesterday so  
14 that we could all say our goodbyes and present him  
15 with a Board Resolution, which will be - we will be  
16 ratifying by a Board vote momentarily.

17                   Before we do that, I would just like  
18 to acknowledge Sean's service of almost six years to  
19 this Board and publicly thank him for the  
20 contributions he has made, which helped us all.  
21 While Sean's legislative experience and insight into  
22 the intent behind many aspects of the Gaming Act was  
23 invaluable, perhaps what he will most be remembered  
24 for is his passion about protecting kids.

25                   As anyone who regularly follows this



1 Board knows, we, for many years, have had a problem  
2 with parents and other adults leaving kids unattended  
3 in cars, hotel rooms and elsewhere while they entered  
4 a casino to game. As Sean repeatedly and correctly  
5 stated, we have been very fortunate that this has not  
6 yet resulted in a tragedy in Pennsylvania. And while  
7 no one in this room or in the casino industry wants  
8 to see this happen, no one was more concerned or  
9 passionate about this issue than Sean and, because of  
10 him, I believe every operator in the Commonwealth, as  
11 well as our staff, the Pennsylvania State Police and  
12 the local police departments covering casino  
13 locations are much more focused on this issue. That  
14 will be his true legacy to this Board and, for that,  
15 and on behalf of all of the Commissioners, I thank  
16 him.

17 I don't know if anyone else has  
18 anything to add or would like to say about  
19 Commissioner Logan at this time. Commissioner  
20 Mustio.

21 MR. MUSTIO: Sure, thank you. I  
22 thought what you had stated there was perfect.  
23 Knowing Sean for almost 20 years and working with him  
24 on the legislative side, nobody is more passionate  
25 about an issue once he gets ahold of it, and no one

1 is able to work in a bipartisan way as we did in the  
2 legislature together on many issues, so he'll be  
3 dearly missed, but I'm sure we'll all see him around  
4 town and be able to spend some - some time with him.

5 Thank you, Chair.

6 CHAIR: Thank you. Any other comments  
7 at this time? If not, I would ask for a motion to  
8 approve the resolution acknowledging Sean's service  
9 to the Board, particularly since we already gave him  
10 the resolution yesterday, so - so may I have a  
11 motion, please?

12 MR. MUSTIO: Madam Chair, Commissioner  
13 Mustio moves that the Board approve the resolution  
14 recognizing the service of Sean Logan to the Board.

15 MR. DERMODY: Commissioner Dermody  
16 seconds.

17 CHAIR: All in favor?

18 (AYES RESPOND)

19 CHAIR: All opposed?

20 (NO RESPONSE)

21 CHAIR: Motion is adopted. Next, may  
22 I have a motion to approve the transcript and minutes  
23 of the Board's April 13th, 2022 meeting?

24 MS. REGAN: Madam Chair, Commissioner  
25 Regan moves that the Board approve the minutes and

1 transcript of the April 13, 2022 meeting.

2 MS. RALSTON: Commissioner Ralston  
3 seconds.

4 CHAIR: All in favor?  
5 (AYES RESPOND)

6 CHAIR: All opposed?  
7 (NO RESPONSE)

8 CHAIR: Motion is adopted. We will  
9 now hear from Kevin O'Toole, our Executive Director.

10 MR. O'TOOLE: Good morning, Chair  
11 Smyler and members of the Board.

12 As you all know, the Board's Office of  
13 Communications issued its press release yesterday to  
14 report casino revenue figures for the fiscal year  
15 ending June 30th, 2022. Of particular note is the  
16 fact that overall gaming revenue in the Commonwealth  
17 of Pennsylvania exceeded \$5 billion. This is the  
18 first time we have reached that plateau and, without  
19 a doubt, the gambling expansion initiatives played a  
20 very big role in that accomplishment.

21 Thirty-two (32) percent of the total  
22 gaming revenue came from the gambling expansion  
23 initiatives that were launched in mid-2018, after  
24 they were passed into law in late 2017. Sixty-eight  
25 (68) percent of the gaming revenue came from the slot

1 machines and table games that operate at  
2 Pennsylvania's land-based casinos.

3               With respect to the gambling expansion  
4 initiatives, of particular note is the growth - the  
5 continued growth, of interactive gaming which  
6 provides players the opportunity to play online slot  
7 games and online table games from anywhere within the  
8 boundaries of Pennsylvania. Revenue from interactive  
9 gaming reached \$1.23 billion during only its third  
10 full fiscal year of operations.

11              The other forms of expanded gambling  
12 also performed quite well during this past fiscal  
13 year. Sports wagering generated \$316 million, VGTs  
14 at eligible truck stops generated \$41.5 million and  
15 fantasy sports contests generated \$27.3 million in  
16 revenue.

17              Land-based casinos also reached some  
18 milestones. Slot machine revenue totaled \$2.41  
19 billion this past fiscal year, the highest total in  
20 the past nine years. Pennsylvania's slot machine  
21 licensees do a great job in keeping their slot floors  
22 updated with the latest technology and innovations in  
23 slot machines, so it is no surprise that slot revenue  
24 has grown during the past year.

25              Of particular note with respect to the

1 land-based casinos is the fact that table game  
2 revenue exceeded \$1 billion during a single fiscal  
3 year for the first time since table games were  
4 launched in July 2010. In total, table games  
5 generated \$1.05 billion in fiscal year '21-22. The  
6 land-based casinos continue to offer many of the  
7 available side wagers authorized by the Board that  
8 players enjoy to play and can be found at most, if  
9 not all, table games. These side wagers serve to  
10 complement the traditional rules of the games that  
11 maintain for players a fair opportunity to be  
12 successful when playing the table games.

13 The success during this fiscal year of  
14 generating gaming revenue has resulted in gaming  
15 taxes to the Commonwealth of \$2.05 billion. I'm sure  
16 they - the Commonwealth appreciates that greatly.

17 Before I conclude, I would like to  
18 express my appreciation to all employees of the  
19 Gaming Control Board for their respective  
20 contribution to our important role of regulatory  
21 oversight.

22 That's my report for this morning.  
23 Thank you, Chair.

24 CHAIR: Thank you very much, Kevin.  
25 That's a great report. We will now hear from David

1 Rhen, our Budget Director.

2 MR. RHEN: Good morning, Chair Smyler  
3 and Board members.

4 Today I'll provide a final report of  
5 fiscal year 2021-'22 expenditures. Although the year  
6 concluded June 30th, we continue to receive  
7 additional expenses and will for the next several  
8 months, so expenses will increase above the figures  
9 that I provide today.

10 For the year expense - expenditures  
11 total \$43.1 million today against an appropriation of  
12 \$46.7 million. I anticipate that we'll receive  
13 another \$500,000 in invoices, bringing our total  
14 expenses for the year to \$43.6 million.

15 To date expenditures are up \$3.6  
16 million or 9.2 percent from the prior year. Ninety  
17 (90) percent of the expenses or \$38.6 million were  
18 for salaries and benefits, with the remaining ten  
19 percent, or \$4.5 million, for the operating and fixed  
20 asset expenses of the Board.

21 Personnel expenses consisted of \$23.2  
22 million in salaries, \$15.1 million for benefits and  
23 \$297,000 for retirement leave payouts. Benefits as a  
24 percentage of salaries were 63 percent.

25 Personnel expenditures increased \$3.2

1 million or nine percent from the prior year. This  
2 increase is due to several factors, including new  
3 hired for casino openings and gaming expansion, and  
4 the fact that prior year expenses were suppressed due  
5 to COVID closures that forced many - much of our -  
6 many employees on to leave without paid status in the  
7 prior year.

8                   For the year personnel expenses were  
9 still nearly \$3 million less than we had planned due  
10 to a difference in the forecasted benefit rates  
11 provided to the Board and the implemented rates for  
12 retirement and health benefit contributions and to  
13 carrying 13 fewer employees on the complement than we  
14 budgeted.

15                   In the operating category, expenses  
16 were \$4.5 million, with nearly 90 percent of those  
17 expenses coming in three subcategories. Rentals and  
18 leases at \$1.8 million, services at \$1.2 million,  
19 this is primarily billings for administrative  
20 services provided by other Commonwealth agencies, and  
21 other operating expenses at \$671,000, which includes  
22 fingerprinting services and database subscriptions  
23 for background investigations.

24                   Operating expenses increased by  
25 \$673,000 or nearly 18 percent from last year's total.

1 However, they were still \$600,000 less than prior to  
2 COVID. A good share of the increase is due to the  
3 replacement of employee computers, which occurs every  
4 four to five years, and other IT storage and security  
5 upgrades.

6 That concludes my remarks.

7 CHAIR: Thank you. Any questions for  
8 Dave? Not - thank you very much, Dave.

9 MR. RHEN: Thank you.

10 CHAIR: Next we will hear from Danette  
11 Bixler-George, Human Resources Director.

12 MS. BIXLER-GEORGE: Good morning,  
13 Chair, Board members. The Office of Human Resources  
14 has one motion for your consideration today relative  
15 to the hiring of two individuals.

16 First we have Gabriella Rodriguez, who  
17 has been selected as a Licensing Technician in the  
18 Bureau of Licensing. Gabriella has completed the  
19 background investigation, drug screening, and is  
20 recommended for hire by Sean Hannon, Director of  
21 Licensing.

22 Second we have Georgia Snowden, who  
23 has been selected as a Casino Compliance  
24 Representative for the Rivers Pittsburgh Casino.  
25 Georgia has completed the background investigation



1 and drug screening and is recommended for hire by  
2 Christopher Schroder, Director of Casino Compliance.

3 Unless you have any questions, I ask  
4 that the Board consider a motion to approve the  
5 hiring actions as indicated.

6 CHAIR: Any questions or comments from  
7 the Board? Hearing none, may I have a motion,  
8 please?

9 MS. RALSTON: Commissioner Ralston  
10 moves that the Board approve the applicants for hire  
11 as proposed by the Human Resources Director.

12 MR. MUSTIO: Commissioner Mustio  
13 seconds.

14 CHAIR: All in favor?  
15 (AYES RESPOND)

16 CHAIR: All opposed?  
17 (NO RESPONSE)

18 CHAIR: Motion carries. Thank you,  
19 Danette.

20 MS. BIXLER-GEORGE: Thank you.

21 CHAIR: Next is Chief Counsel, Steve  
22 Cook.

23 ATTORNEY COOK: Morning.

24 CHAIR: Good morning.

25 ATTORNEY COOK: Today the Board has

1 just one Petition before it for consideration. That  
2 petition is No House Advantage, LLC's nunc pro tunc  
3 Request for Approval of a Change in its  
4 Organizational Structure. This matter will be  
5 decided on the documentary record by agreement of the  
6 parties, and the Board has, in advance of this  
7 meeting, been provided with all of the materials, the  
8 record materials to be evaluated.

9 Briefly, No House Advantage, LLC filed  
10 this Petition for a change in control in their  
11 organizational structure after the change had already  
12 - was already completed, and as a result, this matter  
13 will also be the subject of a Consent Agreement  
14 before the Board at the next public meeting in  
15 August.

16 By way of background on July 14th,  
17 2021, NHA PA, LLC, a wholly-owned subsidiary of No  
18 House Advantage, LLC was issued by the Board - was  
19 issued a license by the Board as a Fantasy Contest  
20 Operator. No House Advantage, LLC was owned by four  
21 individuals; Kevin Koepfel, the CEO of No House  
22 Advantage held an 85 percent interest in that company  
23 while the remaining 15 percent interest was held by  
24 three other individuals.

25 In December 2021, No House Advantage,

1 LLC redeemed the membership interests held by the  
2 three minority owners. Soon thereafter Mr. Koeppel  
3 contributed all of his outstanding membership  
4 interests in No House Advantage, LLC to a new  
5 company, No House Advantage Holdings, Incorporated,  
6 in exchange for all outstanding capital - he did this  
7 in exchange for all outstanding capital stock in No  
8 House Advantage Holdings, Incorporated.

9               That company, No House Advantage  
10 Holdings, Incorporated thereafter transferred all  
11 ownership interests in No House Advantage, LLC to  
12 another company, AscendTech, in exchange for 15  
13 percent ownership in AscendTech. As a result of this  
14 transaction, AscendTech is now owned 15 percent by No  
15 House Advantage Holdings, Inc. and 85 percent by a  
16 new company Corstone Partners Investments, LLC.  
17 Corstone is wholly owned by one individual, Corey  
18 Hawk, whom after these transactions, has an 85  
19 percent indirect ownership interest in both No House  
20 Advantage, LLC and NHA PA, our licensee. Mr. Hawk  
21 has filed an application for principal license, as  
22 required by the Board's regulations.

23               As this transaction involved the  
24 transfer of more than 20 percent of the ownership  
25 interest of a Fantasy Contest Operator, the

1 Petitioner is required to obtain all appropriate  
2 licensure for its principals as well as pay a new  
3 \$50,000 Fantasy Contest Operator License fee.

4 The OEC (OEC) has no objections to  
5 this request, subject to some conditions in its  
6 Answer, and this matter is now ripe for the Board's  
7 consideration.

8 CHAIR: Any questions or comments from  
9 the Board? Hearing none, may I have a motion,  
10 please?

11 MR. MUSTIO: Madam Chair, Commissioner  
12 Mustio moves that the Board grant No House Advantage,  
13 LLC's Petition for Approval of Change in  
14 Organizational Structure as described by the Office  
15 of Chief Counsel (OCC). I further move that the  
16 Petitioners Request for Confidentiality be granted.

17 MS. MANZANO-DÍAZ: Commissioner  
18 Manzano-Díaz second.

19 CHAIR: All in favor?  
20 (AYES RESPOND)

21 CHAIR: All opposed?  
22 (NO RESPONSE)

23 CHAIR: Motion is adopted.

24 ATTORNEY COOK: Next presenting  
25 withdrawals and Reports and Recommendations will be

1 Deputy Chief Counsel Chad Zimmermann.

2 ATTORNEY ZIMMERMANN: Good morning,  
3 Commissioners. The next - the next matters before  
4 the Board today pertain to several unopposed  
5 Petitions to withdraw applications or surrender the  
6 credentials of the following individuals and  
7 entities: Caesars Entertainment, Inc.; Harrah's Las  
8 Vegas, LLC; CIE Growth, LLC; Daniel Cherry; Craig  
9 Cummings; Emeril Bethlehem Management Company, LLC;  
10 Jeffrey Kaplan; Bjorn Lang; Stephen Richardson;  
11 Stacey Rowland; Paul Rushton; Norbert Franz  
12 Teufelberger; Sandeep Tikku; James Francis Daniel  
13 Supple; Sandhoo's Inc. doing business as Danville  
14 Mobil; Francisco Javier Moreno Sanchez; Thomas M. -  
15 Thomas F. Smock; and Gaming Technology Solutions  
16 Limited.

17 The OEC has no objection to any of  
18 these withdrawals or surrenders. As a result, if the  
19 Board chooses to grant these requests in each case,  
20 it would be doing so without prejudice to the  
21 requestor. These matters are all now ripe for the  
22 Board's consideration.

23 CHAIR: Any questions or comments from  
24 the Board? May I have a motion, please?

25 MS. MANZANO-DÍAZ: Madam Chair,

1 Commissioner Manzano-Díaz moves that the Board issue  
2 Orders to approve the Withdrawals and Surrenders as  
3 described by the OEC.

4 MR. DERMODY: Commissioner Dermody  
5 seconds.

6 CHAIR: All in favor?

7 (AYES RESPOND)

8 CHAIR: All opposed?

9 (NO RESPONSE)

10 CHAIR: Motion's adopted.

11 ATTORNEY ZIMMERMANN: Next before the  
12 Board for consideration are five separate Reports and  
13 Recommendations received from the OHA. These Reports  
14 and Recommendations, along with the evidentiary  
15 record for each hearing, have been provided to the  
16 Board in advance of this meeting. Additionally, the  
17 persons involved have each been notified that the  
18 Board is considering their matter today and that each  
19 has the ability to come forward and briefly address  
20 the Board.

21 If any persons who are subject to one  
22 of these Reports and Recommendation would like to  
23 address the Board, I would ask them to come forward  
24 when their name is called.

25 A'Kili Green. The first Report and

1 Recommendation pertains to A'Kili Green. In August  
2 2019, Mr. Green was issued a Gaming Employee  
3 Occupation Permit to work as a Table Games Dealer at  
4 Rivers Casino Pittsburgh.

5 On August 5th, 2021, the OEC filed a  
6 Complaint to revoke Mr. Green's permit after it was  
7 discovered that in July 2020, on several instances,  
8 while dealing Blackjack, he would lift the corner of  
9 a card revealing that card to a patron. Upon being  
10 confronted by casino staff, security and the  
11 Pennsylvania State Police, Mr. Green admitted to his  
12 actions, stating he and the patron were friends and  
13 that he was trying to help him out. Mr. Green was  
14 terminated from his employment and issued a lifetime  
15 exclusion from the casino.

16 Mr. Green initially failed to respond  
17 to OEC's Complaint; however, after filing for a  
18 Default Judgment, Mr. Green did file a request for a  
19 hearing. Thereafter, on January 26th, 2022, OEC  
20 filed an Amended Complaint also adding allegations  
21 that Mr. Green had failed to disclose an arrest  
22 stemming from a domestic incident where he pled  
23 guilty to a harassment charge.

24 A hearing in this matter was held on  
25 March 9th, 2022. OEC appeared and presented

1 testimony and documentary evidence. After receiving  
2 proper notice, Mr. Green failed to appear and the  
3 hearing was held in his absence.

4 Subsequently, a Report and  
5 Recommendation was issued, recommending that Mr.  
6 Green's permit be revoked, and this matter is now  
7 ready for the Board's consideration.

8 CHAIR: Any questions or comments from  
9 the Board? May I have a motion, please?

10 MR. DERMODY: Madam Chair,  
11 Commissioner Dermody moves that the Board adopt the  
12 Report and Recommendation issued by the OHA regarding  
13 the revocation of A'Kili Green's Gaming Employee  
14 Occupation Permit as described by the OCC.

15 MS. REGAN: Commissioner Regan  
16 seconds.

17 CHAIR: All in favor?

18 (AYES RESPOND)

19 CHAIR: All opposed?

20 (NO RESPONSE)

21 CHAIR: The motion is adopted.

22 ATTORNEY ZIMMERMANN: Chance Harr's  
23 matter is the next Report and Recommendation before  
24 the Board today. On November 21st, 2021 Mr. Harr  
25 submitted an application for a Non-Gaming Employee



1 Registration seeking to work as a Games Presenter for  
2 Evolution US, LLC, a licensed Interactive Gaming  
3 Manufacturer.

4 On January 25th, 2022, the OEC issued  
5 a Notice of Recommendation of Denial based on Mr.  
6 Harr's criminal record. A hearing in this matter was  
7 held on March 29th, 2022. OEC appeared and presented  
8 documentary evidence and testimony. Mr. Harr also  
9 appeared and testified on his own behalf.

10 Evidence presented at the hearing  
11 established that Mr. Harr did, in fact, disclose this  
12 on his application that he pleaded guilty to indecent  
13 assault and furnishing alcohol to a minor, and that  
14 he had successfully completed all terms of his  
15 sentence. As a Games Presenter, Mr. Harr would be  
16 working as a Table Games Dealer at a video production  
17 studio creating live table games for interactive  
18 gaming players. This position is generally solitary  
19 in nature and Mr. Harr would not have any contact  
20 with the gaming public or the funds of patrons during  
21 his duties.

22 During the hearing, Mr. Harr requested  
23 that he be allowed to provide additional information  
24 relating to his criminal conviction and his  
25 supervision. The Hearing Officer granted this

1 request and Mr. Harr provided the additional  
2 information. Additionally, per the Hearing Officer's  
3 direction, OEC filed a Brief in further support of  
4 their position taken during the hearing on the  
5 additional information.

6                   Thereafter, a Report and  
7 Recommendation was issued recommending that Mr.  
8 Harr's Application be denied, and this matter is now  
9 ready for the Board's consideration.

10                   CHAIR: Any questions or comments from  
11 the Board? Hearing none, may I have a motion,  
12 please?

13                   MS. REGAN: Madam Chair, Commissioner  
14 Regan moves that the Board adopt the Report and  
15 Recommendation issued by the OHA as described by the  
16 OCC and that Chance Harr's Non-Gaming Employee  
17 Registration Application be denied.

18                   MS. RALSTON: Commissioner Ralston  
19 seconds.

20                   CHAIR: All in favor?

21 (AYES RESPOND)

22                   CHAIR: All opposed?

23 (NO RESPONSE)

24                   CHAIR: The motion is adopted.

25                   ATTORNEY ZIMMERMANN: Next is a Report

1 and Recommendation pertaining to T.H.'s Request for  
2 removal from the Self-Exclusion List.

3               On January 11th, 2021, an individual  
4 with the initials T.H. submitted a request through  
5 the Board's website to be placed on the Voluntary  
6 Self-Exclusion List, choosing the lifetime exclusion  
7 option. On February 8th, 2022, T.H. filed a Petition  
8 requesting removal from the list. OEC filed an  
9 Answer objecting to this request.

10              A hearing in this matter was held on  
11 April 21st, 2022. OEC appeared presenting testimony  
12 and documentary evidence. T.H. appeared and  
13 testified on her own behalf. Evidence presented at  
14 the hearing showed that T.H. initialed all of the  
15 acknowledgements on the form. T.H. testified that  
16 English is her second language and that her reading  
17 comprehension of the language is adequate, and that  
18 she understood the meaning of the word lifetime when  
19 she signed the form. T.H. further indicated that she  
20 placed herself on the list due to her parents'  
21 disapproval of her going to casinos, and her concerns  
22 about the pandemic and being in crowds. She  
23 indicated it was a mistake on her part to choose a  
24 lifetime option and that she'd like to be able to go  
25 the casinos with friends.

1                   After hearing the evidence presented,  
2 a Report and Recommendation was issued recommending  
3 that T.H.'s request for removal from the list be  
4 denied, and this matter is now ripe for the Board's  
5 consideration.

6                   CHAIR: Any questions or comments from  
7 the Board? May I have a motion, please?

8                   MR. MUSTIO: Madam Chair, Commissioner  
9 Mustio moves that the Board adopt the Report and  
10 Recommendation issued by the OHA as described by the  
11 OCC and that T.H. remain on the Self-Exclusion List.

12                   MS. MANZANO-DÍAZ: Commissioner  
13 Manzano-Díaz second.

14                   CHAIR: All in favor?  
15 (AYES RESPOND)

16                   CHAIR: All opposed?  
17 (NO RESPONSE)

18                   CHAIR: The motion carries.

19                   ATTORNEY ZIMMERMANN: T.R.D.'s request  
20 for removal from several Self-Exclusion Lists is the  
21 subject of the next Report and Recommendation. On  
22 December 3rd, 2021, an individual with the initials  
23 T.R.D. electronically submitted requests to be placed  
24 on the Interactive Gaming, Fantasy Contest and Video  
25 Gaming Terminal Self-Exclusion Lists for a period of

1 one year.

2 In February 2022, T.R.D. filed a  
3 Petition seeking removal from all three lists,  
4 stating in her Petition that she only wanted to be  
5 excluded from online gaming, Fantasy Contests and  
6 VGTs. However, after placing herself on the list,  
7 she discovered that some casinos had chosen to  
8 exclude her from their properties as well. She  
9 further stated in her Petition that she and her  
10 family visit the casinos frequently for social  
11 gatherings that do not involve gambling and she would  
12 like to attend those gatherings.

13 A hearing in this matter was held on  
14 April 9th, 2022. OEC appeared presenting testimony  
15 and documentary evidence. T.R.D. also appeared and  
16 testified on her own behalf. OEC presented testimony  
17 from the Director of the Office of Compulsive and  
18 Problem Gambling regarding the process that T.R.D.  
19 would have to go through to self-exclude. Evidence  
20 presented included three sets of exclusion forms that  
21 include in the acknowledgement signed by T.R.D. that  
22 during the period of exclusion licensees could choose  
23 to exclude her from their brick-and-mortar casinos,  
24 including hotels and restaurants.

25 T.R.D. testified that she wanted to

1 exclude herself only from online gambling because it  
2 was so easy to gamble on her phone; she had lost a  
3 significant amount of money in a short time, and she  
4 wanted to stop herself before gambling before it  
5 became problematic. She further testified that  
6 people told her she could exclude herself from online  
7 gaming but still go into casinos

8 After hearing the evidence presented,  
9 a Report and Recommendation was issued recommending  
10 that T.R.D.'s request for removal from the three  
11 separate Self-Exclusion Lists be denied, and this  
12 matter is now ready for the Board's consideration.

13 CHAIR: Any questions or comments from  
14 the Board? Hearing none, may I have a motion,  
15 please?

16 MS. MANZANO-DÍAZ: Madam Chair,  
17 Commissioner Manzano-Díaz moves that the Board adopt  
18 the Report and Recommendation issued by the OHA as  
19 described by the OCC and that T.R.D. remain on the  
20 Interactive Gaming, Fantasy Contest, and the Video  
21 Gaming Terminal Self-Exclusion Lists.

22 MR. DERMODY: Commissioner Dermody  
23 seconds.

24 CHAIR: All in favor?

25 (AYES RESPOND)

1                    CHAIR: All opposed?

2                    (NO RESPONSE)

3                    CHAIR: The motion is adopted.

4                    ATTORNEY ZIMMERMANN: The final Report  
5 and Recommendation today stems from another request  
6 to remove from the Self-Exclusion List.

7                    By way of background, on March 9th,  
8 2016, an individual with the initials M.S. entered  
9 the Rivers Casino Pittsburgh and met with a Casino  
10 Compliance Representative to place himself on the  
11 Self-Exclusion List. M.S. at the time selected  
12 lifetime self-exclusion. Subsequently, M.S. filed a  
13 Petition with the Board on August 30th, 2021  
14 requesting removal from the list, stating he placed  
15 himself on the list in an attempt to save his  
16 marriage; that he is currently working full time and  
17 would like to be able to go to casinos for dinner and  
18 be around people, as he's trying to get his life back  
19 to normal.

20                    A hearing on M.S.'s request was  
21 scheduled to be heard on November 17th, 2021. The  
22 matter was continued at M.S.'s request to  
23 February 16th, 2022. OEC appeared and - presented  
24 testimony and documentary evidence. M.S. failed to  
25 appear and the hearing was held in his absence.

1 Evidence presented showed that the  
2 Casino Compliance Representative conducted the  
3 mandatory interview with M.S. during the self-  
4 exclusion process, including outline the various  
5 self-exclusion period options. Thereafter, M.S.  
6 signed all paperwork and acknowledged all factors of  
7 the self-exclusion.

8 It is also noteworthy that in 2014  
9 M.S. had also self-excluded for a period of one year  
10 and then properly removed himself from the list at  
11 the end of the exclusion period.

12 In accordance with the Board's current  
13 Regulations, M.S. did provide, with his Petition, a  
14 Problem Gambling Assessment Form signed by a  
15 Certified Treatment Provider. However, it has not  
16 been ten years since M.S. placed himself on the list,  
17 thereby making him ineligible for removal.

18 Subsequently, the Report and  
19 Recommendation was issued recommending the denial of  
20 M.S.'s request from the list.

21 M.S. did file Exceptions to the  
22 Hearing Officer's report, stating once again the  
23 basis of his request of attempting to save his  
24 marriage and that he is debt-free, he'd like to - and  
25 he'd like to reenter the casinos. The matter is now



1 ready for the Board's consideration.

2 CHAIR: Any questions or comments from  
3 the Board? Hearing none, may I have a motion,  
4 please?

5 MR. DERMODY: Madam Chair,  
6 Commissioner Dermody moves that the Board adopt the  
7 Report and Recommendation issued by the OHA as  
8 described by the OCC and that M.S. remain on the  
9 Self-Exclusion List.

10 MS. REGAN: Commissioner Regan  
11 seconds.

12 CHAIR: All in favor?

13 (AYES RESPOND)

14 CHAIR: All opposed?

15 (NO RESPONSE)

16 CHAIR: The motion is adopted.

17 ATTORNEY COOK: That concludes the  
18 matters of the OCC.

19 CHAIR: Thank you, Steve and Chad. We  
20 will now have the Bureau of Licensing matters  
21 presented by Director Sean Hannon.

22 MR. HANNON: Good Morning, Madam Chair  
23 and members of the Board.

24 Today's first licensing matter for  
25 your consideration is approval of an Interactive

1 Gaming Manufacturer License for Pairiplay USA  
2 Limited, a Delaware-based company that develops  
3 online games and provides the interactive gaming  
4 platform to licensed operators. More specifically,  
5 the company is an aggregator, a developer, and  
6 content provider of online games. The Bureau of  
7 Investigation and Enforcement (BIE) has completed its  
8 investigation of the company and the Bureau of  
9 Licensing has provided you with a Background  
10 Investigation and Suitability Report. As a result,  
11 the license approval is ready for your consideration.

12 I have provided you with a draft Order  
13 and ask the Board to consider the Order to approve  
14 the Interactive Gaming Manufacturer License for  
15 Pairiplay USA Limited.

16 ATTORNEY PITRE: Cyrus Pitre, on  
17 behalf of the OEC. We have no objection.

18 CHAIR: Any questions or comments from  
19 the Board? May I have a motion, please?

20 MS. REGAN: Madam Chair, Commissioner  
21 Regan moves that the Board grant the Interactive  
22 Gaming Manufacturer License as described by the  
23 Bureau of Licensing.

24 MS. RALSTON: Commissioner Ralston  
25 seconds.

1                   CHAIR: All in favor?

2 (AYES RESPOND)

3                   CHAIR: All opposed?

4 (NO RESPONSE)

5                   CHAIR: The motion is adopted.

6                   MR. HANNON: Next are Interactive  
7 Gaming and Sports Wagering Manufacturer Licenses for  
8 NeoGames Solutions, LLC. NeoGames Solutions, LLC is  
9 a New Jersey-based business that provides a Player  
10 Account Management platform to interactive gaming and  
11 sports wagering operators in various jurisdictions.  
12 The BIE has completed its investigation and the  
13 Bureau of Licensing has provided you with a  
14 Background Investigation and Suitability Report, and  
15 the approval is ready for your consideration.

16                   I have provided you with draft Orders  
17 and ask that you first consider the Order to approve  
18 NeoGames Solutions, LLC for an Interactive Gaming  
19 Manufacturer License.

20                   ATTORNEY PITRE: The OEC has no  
21 objection.

22                   CHAIR: Any questions or comments from  
23 the Board? Hearing none, may I have a motion,  
24 please?

25                   MS. RALSTON: Commissioner Ralston

1 moves that the Board grant the Interactive Gaming  
2 Manufacturer License as described by the Bureau of  
3 Licensing.

4 MR. MUSTIO: Commissioner Mustio  
5 seconds.

6 CHAIR: All in favor?

7 (AYES RESPOND)

8 CHAIR: All opposed?

9 (NO RESPONSE)

10 CHAIR: The motion is adopted.

11 MR. HANNON: Next is Board  
12 consideration of NeoGames Solutions, LLC for a Sports  
13 Wagering Manufacturer License.

14 ATTORNEY PITRE: Once again, the OEC  
15 has no objection.

16 CHAIR: Any questions or comments from  
17 the Board? Hearing none, may I have a motion?

18 MR. MUSTIO: Madam Chair, Commissioner  
19 Mustio moves that the Board grant the Sports Wagering  
20 Manufacturer License as described by the Bureau of  
21 Licensing.

22 MS. MANZANO-DÍAZ: Commissioner  
23 Manzano-Díaz second.

24 CHAIR: All in favor?

25 (AYES RESPOND)

1                   CHAIR: All opposed?

2 (NO RESPONSE)

3                   CHAIR: Motion carries.

4                   MR. HANNON: Next we have  
5 consideration of a Fantasy Contest Operator License  
6 for OwnersBox Penn Corporation. OwnersBox Penn  
7 Corporation is based out of Canada and provides daily  
8 online fantasy contests and weekly fantasy sports  
9 leagues. The BIE has completed its investigation and  
10 the Bureau of Licensing has provided you with a  
11 Background Investigation and Suitability Report.

12                   I have provided you with a draft Order  
13 and ask the Board consider the Order to approve the  
14 Fantasy Contest Operator license for OwnersBox Penn  
15 Corporation.

16                   ATTORNEY PITRE: The OEC has no  
17 objection.

18                   CHAIR: Any questions or comments from  
19 the Board? Hearing none, may I have a motion,  
20 please?

21                   MS. MANZANO-DÍAZ: Madam Chair,  
22 Commissioner Manzano-Díaz moves that the Board grant  
23 the Fantasy Contest Operator License as described by  
24 the Bureau of Licensing.

25                   MR. DERMODY: Commissioner Dermody

1 seconds.

2 CHAIR: All in favor?

3 (AYES RESPOND)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: The motion is adopted.

7 MR. HANNON: Next is license  
8 consideration for principals, key employees, a  
9 principal entity and a gaming service provider  
10 qualification. The Bureau of Licensing provided you  
11 with a proposed Order for seven principals, ten key  
12 employees, one principal entity, and one gaming  
13 service provider qualifier. I ask the Board consider  
14 the Order approving these licenses and qualification.

15 ATTORNEY PITRE: The OEC has no  
16 objection.

17 CHAIR: Any questions or comments from  
18 the Board? Hearing none, may I have a motion,  
19 please?

20 MR. DERMODY: Madam Chair,  
21 Commissioner Dermody moves that the Board grant the  
22 Principal, Key Employee, Principal Entity Licenses,  
23 and Gaming Service Provider Qualification as  
24 described by the Bureau of Licensing.

25 MS. REGAN: Commissioner Regan

1 seconds.

2 CHAIR: All in favor?

3 (AYES RESPOND)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: The motion is adopted.

7 MR. HANNON: Next are principal and  
8 key employee temporary credentials. The Bureau of  
9 Licensing provided you with an Order regarding the  
10 issuance of temporary credentials for two principals  
11 and 21 key employees. I ask that the Board consider  
12 the Order approving these credentials.

13 ATTORNEY PITRE: The OEC has no  
14 objection.

15 CHAIR: Any questions or comments from  
16 the Board? May I have a motion, please?

17 MS. REGAN: Commissioner Regan moves  
18 that the Board grant the Temporary Principal and Key  
19 Employee Credentials as described by the Bureau of  
20 Licensing.

21 MS. RALSTON: Commissioner Ralston  
22 seconds.

23 CHAIR: All in favor?

24 (AYES RESPOND)

25 CHAIR: All opposed?

1 (NO RESPONSE)

2 CHAIR: The motion is adopted.

3 MR. HANNON: Additionally, for your  
4 consideration are gaming employee permits and non-  
5 gaming employee registrations. The Bureau of  
6 Licensing has provided you with a list of 576  
7 individuals to whom the Bureau has granted temporary  
8 or full occupation permits, and 212 individuals to  
9 whom the Bureau has granted registrations under the  
10 authority delegated to the Bureau of Licensing. I  
11 ask that the Board consider a motion approving the  
12 Order.

13 ATTORNEY PITRE: The OEC has no  
14 objection.

15 CHAIR: Any questions or comments from  
16 the Board? May I have a motion, please?

17 MS. RALSTON: Commissioner Ralston  
18 moves that the Board approve the Applications for  
19 Gaming Employee Occupation Permits and Non-Gaming  
20 Employee Registrations as described by the Bureau of  
21 Licensing.

22 MR. MUSTIO: Commissioner Mustio  
23 seconds.

24 CHAIR: All in favor?

25 (AYES RESPOND)



1                   CHAIR: All opposed?

2 (NO RESPONSE)

3                   CHAIR: Motion carries.

4                   MR. HANNON: The next matter for your  
5 consideration are withdrawal requests. In each case,  
6 the license, permit or registration is no longer  
7 required. For today's meeting, I have provided the  
8 Board with one key employee, 44 gaming, and 25  
9 non-gaming applicants. I ask that the Board consider  
10 the Order approving these withdrawals.

11                   ATTORNEY PITRE: The OEC has no  
12 objection.

13                   CHAIR: Any questions or comments from  
14 the Board? May I have a motion, please?

15                   MR. MUSTIO: Madam Chair, Commissioner  
16 Mustio moves that the Board grant the Withdrawal of  
17 Key Employee Gaming and Non-Gaming Employee  
18 Applications as described by the Bureau of Licensing.

19                   MS. MANZANO-DÍAZ: Commissioner  
20 Manzano-Díaz second.

21                   CHAIR: All in favor?

22 (AYES RESPOND)

23                   CHAIR: All opposed?

24 (NO RESPONSE)

25                   CHAIR: Motion is adopted.

1                   MR. HANNON: Finally for consideration  
2 are gaming service provider registrations. The  
3 Bureau of Licensing provided you with an Order and an  
4 attached list of 19 registered gaming service  
5 provider applicants. I ask the Board consider the  
6 Order registering these gaming service providers.

7                   ATTORNEY PITRE: The OEC has no  
8 objection.

9                   CHAIR: Any questions or comments from  
10 the Board? Hearing none, may I have a motion,  
11 please?

12                   MS. MANZANO-DÍAZ: Madam Chair,  
13 Commissioner Manzano-Díaz moves that the Board  
14 approve the Gaming Service Provider Registrations as  
15 described by the Bureau of Licensing.

16                   MR. DERMODY: Commissioner Dermody  
17 seconds.

18                   CHAIR: All in favor?

19 (AYES RESPOND)

20                   CHAIR: All opposed?

21 (NO RESPONSE)

22                   CHAIR: The motion is adopted.

23                   MR. HANNON: Thank you, Madam Chair.

24                   CHAIR: Thank you, Sean. We will now  
25 hear from Chief Enforcement Counsel Cyrus Pitre.

1                    ATTORNEY PITRE: Good morning Chair,  
2 members of the Board. The OEC will present 16  
3 matters today for the Board's consideration in which  
4 we will request the approval of five suspensions, one  
5 revocation, and ten involuntary exclusions.

6                    The next six matters on the agenda  
7 consist of enforcement actions in which the OEC filed  
8 complaints seeking the suspension or revocation of  
9 nongaming employee registrations or gaming employee  
10 occupation permits previously issued by the Board.  
11 The complaints in each matter have been filed with  
12 the Board's Office of Hearings and Appeal and  
13 properly served upon the individual named in each  
14 complaint. The individual named in each complaint  
15 failed to respond within 30 days, as required by  
16 Board regulation. As a result, the OEC filed a  
17 Request for Default Judgment in each instance and  
18 properly served the same upon each Respondent.  
19 Therefore, the facts in each complaint are deemed  
20 admitted. All filed documents have been provided to  
21 the Board and the matters are presently ripe for the  
22 Board's consideration. In each matter, we will  
23 provide a summary of the facts and make a request for  
24 the appropriate Board action.

25                    ATTORNEY MONAGHAN: Good morning,

1 Thomas Monaghan, M-O-N-A-G-H-A-N, with the OEC. The  
2 next matter on the agenda for the Board's  
3 consideration is the suspension of the Gaming  
4 Employee Occupation Permit issued to Jason Miller.  
5 Mr. Miller was previously employed as a Security  
6 Ambassador at Live! Casino Philadelphia.

7 The BIE was notified that Mr. Miller  
8 was arrested by the Pennsylvania State Police and  
9 charged with felony strangulation and robbery,  
10 misdemeanor simple assault and summary harassment.  
11 These charges remain pending. Mr. Miller is not  
12 currently employed in Pennsylvania's gaming industry.

13 At this time the OEC requests that the  
14 Board suspend the Gaming Employee Occupation Permit  
15 issued to Jason Miller.

16 CHAIR: Any questions or comments from  
17 the Board? Hearing none, may I have a motion,  
18 please?

19 MS. REGAN: Madam Chair, Commissioner  
20 Regan moves that the Board approve the suspension of  
21 Jason Miller's Gaming Employee Occupation Permit for  
22 the conduct described by the OEC.

23 MS. RALSTON: Commissioner Ralston  
24 seconds.

25 CHAIR: All in favor?

1 (AYES RESPOND)

2 CHAIR: All opposed?

3 (NO RESPONSE)

4 CHAIR: Motion's adopted.

5 ATTORNEY CROHE: Good morning, Chair  
6 and members of the Board. John Crohe, C-R-O-H-E, for  
7 the OEC.

8 The next matter on the agenda for the  
9 Board's consideration is the Complaint to Revoke the  
10 Gaming Employee Occupation Permit held by William  
11 Barker. Mr. Barker previously worked as a Simulcast  
12 Cashier at Parx Casino.

13 The Bureau of Casino Compliance was  
14 notified that William Barker stole \$400 while working  
15 at Parx Casino by falsifying credit card cash advance  
16 documentation. Mr. Barker made full restitution to  
17 Parx after his activity was discovered. No criminal  
18 charges were filed. Mr. Barker is not currently  
19 employed in Pennsylvania's gaming industry.

20 The OEC now requests that the Board  
21 revoke the Gaming Employee Occupation Permit held by  
22 William Barker.

23 CHAIR: Any questions or comments from  
24 the Board? Hearing none, may I have a motion,  
25 please?

1                   MS. RALSTON: Commissioner Ralston  
2 moves that the Board approve the revocation of  
3 William Barker's Gaming Employee Occupation Permit  
4 for the conduct described by the OEC.

5                   MR. MUSTIO: Commissioner Mustio  
6 seconds.

7                   CHAIR: All in favor?

8 (AYES RESPOND)

9                   CHAIR: All opposed?

10 (NO RESPONSE)

11                   CHAIR: Motion carries.

12                   ATTORNEY KOLESAR: Good morning,  
13 Chair, members of the Board. Sarah Kolesar,  
14 K-O-L-E-S-A-R, Assistant Enforcement Counsel.

15                   The next matter on the agenda for the  
16 Board's consideration is the suspension of the  
17 Non-Gaming Employee Registration issued to Apryl  
18 Duritsa. Ms. Duritsa was previously employed as a  
19 Beverage Server at Lady Luck Casino.

20                   The BIE was notified that Ms. Duritsa  
21 was arrested by the Uniontown City Police Department  
22 and charged with one count of felony controlled  
23 substance, contraband on an inmate, three counts of  
24 misdemeanor possession of a controlled substance, and  
25 one count of misdemeanor adulteration, destruction,

1 obliteration or removal of the whole or any part of  
2 the labeling of or other acts with respect to a  
3 controlled substance, one count of misdemeanor simple  
4 assault and one count of summary harassment, all  
5 stemming from an incident where she was in a physical  
6 altercation with another individual. And after being  
7 taken into custody and transported to a correctional  
8 facility, she was found with various controlled  
9 substances on her person. Ms. Duritsa is not  
10 currently employed in Pennsylvania's gaming industry.

11 At this time the OEC requests that the  
12 Board suspend the Non-Gaming Employee Registration of  
13 Apryl Duritsa.

14 CHAIR: Any questions or comments from  
15 the Board? Hearing none, may I have a motion,  
16 please?

17 MR. MUSTIO: Madam Chair, Commissioner  
18 Mustio moves that the Board approve the suspension of  
19 Apryl Duritsa's Non-Gaming Employee Registration for  
20 the conduct described by the OEC.

21 MS. MANZANO-DÍAZ: Commissioner  
22 Manzano-Díaz second.

23 CHAIR: All in favor?  
24 (AYES RESPOND)

25 CHAIR: All opposed?

1 (NO RESPONSE)

2 CHAIR: Motion's adopted.

3 ATTORNEY SCIRROTTO: Good morning  
4 Chair, members of the Board. Kelci Scirrotto,  
5 S-C-I-R-R-O-T-T-O, Assistant Enforcement Counsel with  
6 the OEC.

7 The next matter on the agenda for the  
8 Board's consideration is the suspension of the Gaming  
9 Employee Occupation Permit issued to Brendan Castle.  
10 Mr. Castle was previously employed as a Dealer at  
11 Valley Forge Casino Resort.

12 The BIE was notified that Mr. Castle  
13 had been criminally charged by Darby Township Police  
14 Department with four counts of felony indecent  
15 assault, one count of felony corruption of minors,  
16 felony unlawful contact with minors and felony  
17 endangering welfare of children. Mr. Castle recently  
18 pled guilty to indecent assault less than 13 years  
19 old. Mr. Castle is not currently employed in  
20 Pennsylvania's gaming industry.

21 At this time the OEC requests that the  
22 Board suspend the Gaming Employee Occupation Permit  
23 issued to Brendan Castle.

24 CHAIR: Any questions or comments from  
25 the Board? May I have a motion, please?



1                   MS. MANZANO-DÍAZ: Madam Chair,  
2 Commissioner Manzano-Díaz moves that the Board  
3 approve the suspension of Brendan Castle's Gaming  
4 Employee Occupation Permit for the conduct described  
5 by the OEC.

6                   MR. DERMODY: Commissioner Dermody  
7 seconds.

8                   CHAIR: All in favor?  
9 (AYES RESPOND)

10                  CHAIR: All opposed?  
11 (NO RESPONSE)

12                  CHAIR: Motion's adopted.

13                  ATTORNEY SCIRROTTO: The next matter  
14 on the agenda for the Board's consideration is the  
15 suspension of the Non-Gaming Employee Registration  
16 issued to Nae'Quan Love. Mr. Love was previously  
17 employed as a Beverage Busser at Rivers Pittsburgh  
18 Casino.

19                         The BIE was notified that Mr. Love had  
20 been criminally charged with felony aggravated  
21 assault and misdemeanor recklessly endangering  
22 another person. The felony aggravated assault charge  
23 remains pending, and the misdemeanor charge was  
24 withdrawn. Mr. Love is not currently employed in  
25 Pennsylvania's gaming industry.

1                   At this time the OEC requests that the  
2 Board suspend the Non-Gaming Employee Registration  
3 issued to Nae'Quan Love.

4                   CHAIR: Any questions or comments from  
5 the Board? Hearing none, may I have a motion,  
6 please?

7                   MR. DERMODY: Madam Chair,  
8 Commissioner Dermody moves that the Board approve the  
9 suspension of Nae'Quan Love's Non-Gaming Employee  
10 Registration for the conduct described by the OEC.

11                   MS. REGAN: Commissioner Regan  
12 seconds.

13                   CHAIR: All in favor?  
14 (AYES RESPOND)

15                   CHAIR: All opposed?  
16 (NO RESPONSE)

17                   CHAIR: Motion's adopted.

18                   ATTORNEY SCIRROTTO: The next matter  
19 on the agenda for the Board's consideration is the  
20 suspension of the Non-Gaming Employee Registration  
21 issued to Sabrina Murray. Ms. Murray was previously  
22 employed by Valley Forge as an EVS Attendant.

23                   The BIE was notified that Ms. Murray  
24 had been criminally charged with felony robbery,  
25 felony conspiracy, felony firearms not to be carried

1 without a license, and related misdemeanor offenses.  
2 The charges are still pending. Ms. Murray is not  
3 currently employed in Pennsylvania's gaming industry.

4 At this time the OEC requests that the  
5 Board suspend the Non-Gaming Employee Registration  
6 issued to Sabrina Murray.

7 CHAIR: Any questions or comments from  
8 the Board? Hearing none, may I have a motion,  
9 please?

10 MS. REGAN: Madam Chair, Commissioner  
11 Regan moves that the Board approve the suspension of  
12 Sabrina Murray's Non-Gaming Employee Registration for  
13 the conduct described by the OEC.

14 MS. RALSTON: Commissioner Ralston  
15 seconds.

16 CHAIR: All in favor?

17 (AYES RESPOND)

18 CHAIR: All opposed?

19 (NO RESPONSE)

20 CHAIR: Motion carries.

21 ATTORNEY PITRE: The remaining matters  
22 on the agenda consist of enforcement actions in which  
23 the OEC filed petitions seeking the involuntary  
24 exclusion of individuals whose presence in a licensed  
25 facility are inimical to the interests of the

1 Commonwealth and/or licensed gaming therein. In each  
2 instance the Petition for Exclusion has been filed  
3 with the Board's Office of Hearings and Appeal and  
4 properly served upon the individual named in the  
5 petition. The individual named in each petition  
6 failed to respond within 30 days, as required by  
7 Board regulation. As a result, the OEC filed a  
8 Request for Default Judgment in each instance and  
9 properly served the same upon each individual.  
10 Therefore, all facts in each petition are deemed  
11 admitted.

12 All filed documents have been provided  
13 to the Board and the matters are presently ripe for  
14 Board's consideration. In each instance, if the  
15 Board orders the proposed exclusion, each  
16 individual's photo, personal identifiers, and a  
17 summary of the inimical conduct may be placed on the  
18 Board's public website. Once again in each matter we  
19 will provide a summary of the facts and make a  
20 request for the appropriate Board action.

21 ATTORNEY SCIRROTTO: Once again, Kelci  
22 Scirrotto, Assistant Enforcement Counsel.

23 The next matter on the agenda for the  
24 Board's consideration is a request to place Helen  
25 Davis on the Board's Involuntary Exclusion List.

1                   Ms. Davis and Keyione Stith left Ms.  
2 Stith's 10-year-old child unattended in Ms. Davis'  
3 hotel room at Wind Creek Bethlehem. They left the  
4 child unattended in the hotel room four times,  
5 starting at 1:10 a.m. for a total of 2 hours and 17  
6 minutes. During that time Ms. Davis and Ms. Stith  
7 were on the gaming floor for approximately 57  
8 minutes. The child was discovered to be unattended  
9 when the child left the hotel room and went to the  
10 hotel front desk. Ms. Davis and Ms. Stith were  
11 located on the gaming floor. Ms. Davis was not  
12 charged by police and was not issued an eviction.

13                   At this time OEC requests that the  
14 Board place Helen Davis on the Board's Involuntary  
15 Exclusion List.

16                   CHAIR: Any questions or comments from  
17 the Board?

18                   I do have a question. Ms. Davis was  
19 not related to this child, correct?

20                   ATTORNEY SCIRROTTO: That's correct.  
21 She was a friend of the child's mother.

22                   CHAIR: And the child was not really  
23 familiar with Ms. Davis with the neglect?

24                   ATTORNEY SCIRROTTO: That's - that's  
25 correct. He was initially discovered when he went to

1 the front desk. The front desk asked him if he knew  
2 whose room he was in. The child said that it was his  
3 mom's friend, but he did not know her name.

4 CHAIR: Okay.

5 Any other questions or comments from  
6 the Board? Hearing none, may I have a motion,  
7 please?

8 MS. RALSTON: Commissioner Ralston  
9 moves that the Board approve the addition of Helen  
10 Davis to the PGCB Involuntary Exclusion List for a  
11 period of one year for the conduct described by the  
12 OEC. I further move that Ms. Davis be automatically  
13 removed from the list after her one-year period of  
14 exclusion expires.

15 MR. MUSTIO: Commissioner Mustio  
16 seconds.

17 CHAIR: All in favor?

18 (AYES RESPOND)

19 CHAIR: All opposed?

20 (NO RESPONSE)

21 CHAIR: Motion's adopted.

22 ATTORNEY SCIRROTTO: The next matter  
23 on the agenda for the Board's consideration is a  
24 request to place Jennifer Holbrook on the Board's  
25 Involuntary Exclusion List.

1                   While Ms. Holbrook was a patron at  
2 Mohegan Sun Pocono, Ms. Holbrook's acquaintance took  
3 another patron's keys after the patron left his keys  
4 behind at a slot machine. Ms. Holbrook and her  
5 acquaintance drove around Mohegan Sun's parking lot  
6 in order to find the car that the keys belonged to.  
7 They would periodically stop at vehicles, and Ms.  
8 Holbrook would attempt to open the vehicle. Once  
9 they located the patron's vehicle, Ms. Holbrook  
10 entered the patron's vehicle and then drove the  
11 patron's vehicle away. Ms. Holbrook was criminally  
12 charged with felony and misdemeanor theft offenses.

13                   At this time OEC requests that the  
14 Board place Jennifer Holbrook on the Board's  
15 Involuntary Exclusion List.

16                   CHAIR: Any questions or comments from  
17 the Board? Hearing none, may I have a motion,  
18 please?

19                   MR. MUSTIO: Madam Chair, Commissioner  
20 Mustio moves that the Board approve the addition of  
21 Jennifer Holbrook to the PGCB Involuntary Exclusion  
22 List for the conduct described by the OEC.

23                   MS. MANZANO-DÍAZ: Commissioner  
24 Manzano-Díaz second.

25                   CHAIR: All in favor?

1 (AYES RESPOND)

2 CHAIR: All opposed?

3 (NO RESPONSE)

4 CHAIR: Motion's adopted.

5 ATTORNEY SCIRROTTO: The next matter  
6 on the agenda for the Board's consideration is a  
7 request to place Jaroslaw Marszalek on the Board's  
8 Involuntary Exclusion List.

9 While Mr. Marszalek was a patron at  
10 Parx Casino, he inappropriately touched a Parx  
11 employee. He was charged with summary harassment.  
12 He was also evicted as a result of his actions.

13 At this time OEC requests that the  
14 Board place Jaroslaw Marszalek on the Board's  
15 Involuntary Exclusion List.

16 CHAIR: Any questions or comments from  
17 the Board? Hearing none, may I have a motion,  
18 please?

19 MS. MANZANO-DÍAZ: Madam Chair,  
20 Commissioner Manzano-Díaz moves that the Board  
21 approve the addition of Jaroslaw Marszalek to the  
22 PGCB Involuntary Exclusion List for the conduct  
23 described by the OEC.

24 MR. DERMODY: Commissioner Dermody  
25 seconds.



1                   CHAIR: All in favor?

2 (AYES RESPOND)

3                   CHAIR: All opposed?

4 (NO RESPONSE)

5                   CHAIR: Motion's adopted.

6                   ATTORNEY MONAGHAN: Thomas Monaghan,  
7 once again with the OEC.

8                   The next matter on the agenda for the  
9 Board's consideration is a request to place Jason  
10 Golden on the Board's Involuntary Exclusion list.

11                   Mr. Golden broke into the back of the  
12 house restricted area at Harrah's Philadelphia and  
13 caused approximately \$17,000 worth of property damage  
14 through his vandalism. Mr. Golden was permanently  
15 evicted from Harrah's but was not criminally charged  
16 after he paid full restitution.

17                   At this time the OEC requests the  
18 Board place Jason Golden on the Board's Involuntary  
19 Exclusion List.

20                   CHAIR: Any questions or comments from  
21 the Board? May I have a motion, please?

22                   MR. DERMODY: Madam Chair,  
23 Commissioner Dermody moves that the Board approve the  
24 addition of Jason Golden to the Pennsylvania Gaming  
25 Control Board's Involuntary Exclusion List for the

1 conduct described by the OEC.

2 MS. REGAN: Commissioner Regan  
3 seconds.

4 CHAIR: All in favor?  
5 (AYES RESPOND)

6 CHAIR: All opposed?  
7 (NO RESPONSE)

8 CHAIR: Motion's adopted.

9 ATTORNEY MONAGHAN: The next matter on  
10 the agenda for the Board's consideration is a request  
11 to place Dante Herring on the Board's Involuntary  
12 Exclusion list.

13 Mr. Herring cheated by past posting  
14 wagers while playing blackjack at Rivers Casino  
15 Pittsburgh and Hollywood Casino at The Meadows. He  
16 was criminally charged and permanently evicted from  
17 Rivers Pittsburgh and The Meadows for his actions.

18 At this time the OEC requests that the  
19 Board place Dante Herring on the Board's Involuntary  
20 Exclusion List.

21 CHAIR: Any questions or comments from  
22 the Board? Hearing none, may I have a motion?

23 MS. REGAN: Commissioner Regan moves  
24 that the Board approve the addition of Dante Herring  
25 to the PGCB Involuntary Exclusion List for the

1 conduct described by the OEC.

2 MS. RALSTON: Commissioner Ralston  
3 seconds.

4 CHAIR: All in favor?  
5 (AYES RESPOND)

6 CHAIR: All opposed?  
7 (NO RESPONSE)

8 CHAIR: Motion's adopted.

9 ATTORNEY MONAGHAN: The next matter on  
10 the agenda for the Board's consideration is a request  
11 to place Wengui Hu on the Board's Involuntary  
12 Exclusion List.

13 On multiple dates Mr. Hu cheated while  
14 playing Pai Gow Poker by switching hands at Mohegan  
15 Sun Pocono Casino. He was permanently evicted from  
16 Mohegan Sun for his actions.

17 At this time the OEC requests that the  
18 Board place Wengui Hu on the Board's Involuntary  
19 Exclusion List.

20 CHAIR: Any questions or comments from  
21 the Board? Hearing none, may I have a motion?

22 MS. RALSTON: Commissioner Ralston  
23 moves that the Board approve the addition of Wengui  
24 Hu to the PGCB Involuntary Exclusion List for the  
25 conduct described by the OEC.

1                   MR. MUSTIO: Commissioner Mustio  
2 seconds.

3                   CHAIR: All in favor?  
4 (AYES RESPOND)

5                   CHAIR: All opposed?  
6 (NO RESPONSE)

7                   CHAIR: Motion's adopted.

8                   ATTORNEY MONAGHAN: The next matter on  
9 the agenda for the Board's consideration is a request  
10 to place Tremaine Todd on the Board's Involuntary  
11 Exclusion List.

12                   Mr. Todd stole the wallet of a patron  
13 from Hollywood Casino at The Meadows and used her  
14 credit card to make fraudulent purchases outside of  
15 the casino. He was permanently evicted from The  
16 Meadows and criminally charged for his actions.

17                   At this time the OEC requests that the  
18 Board place Tremaine Todd on the Board's Involuntary  
19 Exclusion List.

20                   CHAIR: Any questions or comments from  
21 the Board? Hearing none, may I have a motion,  
22 please?

23                   MR. MUSTIO: Madam Chair, Commissioner  
24 Mustio moves that the Board approve the addition of  
25 Tremaine Todd to the PGCB Involuntary Exclusion List

1 for the conduct described by the OEC.

2 MS. MANZANO-DÍAZ: Commissioner  
3 Manzano-Díaz second.

4 CHAIR: All in favor?  
5 (AYES RESPOND)

6 CHAIR: All opposed?  
7 (NO RESPONSE)

8 CHAIR: Motion's adopted.

9 ATTORNEY CROHE: John Crohe once again  
10 for the OEC.

11 The next matter for the Board's  
12 consideration is the Petition to place John Metz on  
13 the Board's Involuntary Exclusion List.

14 Mr. Metz stole a duffel bag from a  
15 patron's motorcycle and broke into the vehicle of an  
16 employee in the parking lot of Valley Forge Casino.  
17 As a result, Mr. Metz was criminally charged and  
18 pleaded guilty to theft and making, repairing or  
19 selling an offensive weapon. He was sentenced to two  
20 years' probation for the guilty plea.

21 The OEC now requests that the Board  
22 place John Metz on the Involuntary Exclusion List.

23 CHAIR: Any questions or comments from  
24 the Board? Hearing none, may I have a motion,  
25 please?

1                   MS. MANZANO-DÍAZ: Madam Chair,  
2 Commissioner Manzano-Díaz moves that the Board  
3 approve the addition of John Metz to the PGCB  
4 Involuntary Exclusion List for the conduct described  
5 by the OEC.

6                   MR. DERMODY: Commissioner Dermody  
7 seconds.

8                   CHAIR: All in favor?  
9 (AYES RESPOND)

10                  CHAIR: All opposed?  
11 (NO RESPONSE)

12                  CHAIR: Motion's adopted.

13                  ATTORNEY CROHE: The next matter for  
14 the Board's consideration is the Petition to place  
15 Akeem Spratley on the Board's Involuntary Exclusion  
16 List.

17                         Akeem Spratley cheated while playing  
18 Midi-Baccarat at Live! Casino Philadelphia by moving  
19 a losing \$900 wager to a winning wager spot,  
20 resulting in a \$900 bet pinch and a \$900 bet cap.  
21 Mr. Spratley was only able to make \$100 in  
22 restitution to Live! and owes \$1,755 to Live!. He  
23 was cited for theft of services by the Pennsylvania  
24 State Police for his actions.

25                         The OEC now requests that the Board

1 place Akeem Spratley on the Involuntary Exclusion  
2 List.

3 CHAIR: Any questions or comments from  
4 the Board? Hearing none, may I have a motion,  
5 please?

6 MR. DERMODY: Madam Chair,  
7 Commissioner Dermody moves that the Board approve the  
8 addition of Akeem Spratley to the Pennsylvania Gaming  
9 Control Board's Involuntary Exclusion List for the  
10 conduct described by the OEC.

11 MS. REGAN: Commissioner Regan  
12 seconds.

13 CHAIR: All in favor?  
14 (AYES RESPOND)

15 CHAIR: All opposed?  
16 (NO RESPONSE)

17 CHAIR: The motion carries.

18 ATTORNEY CROHE: The last matter on  
19 the agenda is a request to place Thomas Woods, Jr. on  
20 the Involuntary Exclusion List.

21 Thomas Woods, Jr. assaulted two  
22 patrons and two Meadows' employees, then resisted  
23 arrest by the Pennsylvania State Police. Mr. Woods  
24 was criminally charged for his actions and as a  
25 result ultimately pleaded guilty to summary

1 harassment.

2 The OEC now requests that the Board  
3 place Thomas Woods, Jr. on the Involuntary Exclusion  
4 List.

5 CHAIR: Any questions or comments from  
6 the Board? Hearing none, may I have a motion,  
7 please?

8 MS. REGAN: Madam Chair, Commissioner  
9 Regan moves that the Board approve the addition of  
10 Thomas Woods, Jr. to the PGCB Involuntary Exclusion  
11 List for the conduct described by the OEC.

12 MS. RALSTON: Commissioner Ralston  
13 seconds.

14 CHAIR: All in favor?

15 (AYES RESPOND)

16 CHAIR: All opposed?

17 (NO RESPONSE)

18 CHAIR: Motion is adopted.

19 ATTORNEY PITRE: Thank you. That  
20 concludes our business.

21 CHAIR: Thank you, Cyrus. That  
22 concludes today's meeting. The next public meeting  
23 of the Board will be held on Wednesday, August 17th,  
24 2022 at 10:00 a.m. at this location.

25 And now, may I please have a motion to



1 adjourn the meeting?

2 MS. RALSTON: Commissioner Ralston.

3 MR. MUSTIO: Commissioner -

4 Commissioner Mustio seconds the motion for  
5 adjournment.

6 CHAIR: All - all in favor?

7 (AYES RESPOND)

8 CHAIR: All opposed?

9 (NO RESPONSE)

10 CHAIR: We are adjourned. Thank you,  
11 everyone.

12 \* \* \* \* \*

13 MEETING CONCLUDED AT 11:00 A.M.

14 CERTIFICATE

15 I hereby certify that the foregoing proceedings,  
16 hearing held before Chair Smyler, was reported by me  
17 on July 20, 2022 and that I, Hannah Bartkowski, read  
18 this transcript, and that I attest that this  
19 transcript is a true and accurate record of the  
20 proceeding.

21

22 Date the 30 day of August, 2022

23

24

25



Hannah Bartkowski,

Court Reporter

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